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## FAX TRANSMISSION

DATE: January 29, 2007

PTO IDENTIFIER: Application Number 10/664,063-Conf. #no.3255  
Patent Number

Inventor: Vernon E. Staton

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: VENABLE LLP

Stuart I. Smith

PHONE: (703) 760-1671

Attorney Dkt. #: 40575-193069

PAGES (Including Cover Sheet): 3

CONTENTS:

Fee Transmittal Form SB/17 (1 page)  
Response to Restriction and Election of Species Requirement (2 pages)  
Yellow filing receipt (1 page)  
FAX Transmittal cover sheet (1 page)  
Certificate of Transmission (1 page)

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PRO/SB/97 (09-04)

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Application No. (if known): 10/664,063

Attorney Docket No.: 40575-193069

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Fee Transmittal Form SB/17 (1 page)

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## PATENT PROSECUTION RECEIPT OF FILING

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Venable Filing Number

Atty. Docket No: 40575-193069

Title of Application: EXPLOSION PROTECTION SYSTEM

Application No: 10/664,063

Patent No. :

Attorney/LAA: SIS:cja

PTO Due Date: February 5, 2007

Current Date: January 29, 2007

JAN 29 2007

Filing Date: September 17, 2003

Issue Date:

The following items were received from Venable LLP, Washington, D.C., by the U.S. Patent & Trademark Office on the date stamped hereon:

- Transmittal Letter
- Fee Transmittal Form SB/17 (1 page)
- New U.S. Patent Application  
( pages of specification/claims)
- Rule 53(d) Continued Prosecution Application
- Rule 53(b) Continuation or Divisional Application  
(attach copy of specification, claims, drawings and declaration)
- U.S. National Stage Application of PCT Application
- Request for Continued Examination (RCE) under 37 CFR 1.114
- Application Data Sheet
- Substitute Specification
- Priority Document-Cert. Copy of  
Appln.#: ; Country: ; Date Filed:
- Formal Drawings ( sheets, Figs.)
- Inventor Declaration
- Assignment w/Cover Sheet
- Response to Notice to File Missing Parts
- Response to Notice to File Missing Requirements
- Response to Restriction and Election of Species Requirement  
(2 pgs)
- Information Disclosure Statement with cited references
- Response
  - Amendment      Preliminary Amendment
  - Petition/Request for Extension of Time ( mo. ext.)
  - Power of Attorney
  - Petition to Revive
  - Sequence Listing – CDR Enclosed? Yes      No
  - Request for Non-Publication
  - Reply Brief (in triplicate) / Request for Oral Hearing
  - Confirmation of Hearing Petition
  - Issue Fee Transmittal
  - Certificate of Correction
  - Maintenance Fee Transmittal
  - Status Inquiry
- Other: (Please describe below)
  - FAX transmittal cover sheet (1 page)
  - Certificate of FAX transmission (1 page)
  - Yellow filing receipt (1 page)

U.S. PTO FEES ENCLOSED

Filing Fee

Surcharge Fee

Additional Claim Fee

Recordation/Indexing Fee

IDS Fee

Extension Fee

Notice of Appeal Fee

Brief on Appeal

Oral Hearing Request Fee

Petition Fee

Issue Fee

Publication Fee

Maintenance Fee

Other Fees (Describe)

0.00 Total Fees Paid

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 Yes     No

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Signature of Attorney

823530

Date

PTO/SB/17 (07-06)

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<b>Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b>		<b>Complete if Known</b>	
<b>FEE TRANSMITTAL For FY 2006</b>		Application Number	10/664,063-Conf. #no. 3255
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	September 17, 2003
TOTAL AMOUNT OF PAYMENT (\$ 0.00)		First Named Inventor	Vernon E. Staton
		Examiner Name	J. S. Bergin
		Art Unit	3641
		Attorney Docket No.	40575-193089

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<input type="checkbox"/> Deposit Account		Deposit Account Number. 22-0261		Deposit Account Name. Venable LLP
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)				
<input type="checkbox"/> Charge fee(s) indicated below		<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee		
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17		<input checked="" type="checkbox"/> Credit any overpayments		

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		
	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fees Paid (\$)</u>
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>
14	- 40 =	x	=	<u>Fee (\$)</u> <u>Fee Paid (\$)</u>
HP = highest number of total claims paid for, if greater than 20.				

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
2	- 6 =	x	=

HP = highest number of independent claims paid for, if greater than 3.

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 100 =	/50	(round up to a whole number) x	=	

<u>4. OTHER FEE(S)</u>	<u>Fees Paid (\$)</u>
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge):	

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	42,159	Telephone	(703) 760-1671
Name (Print/Type)	Stuart I. Smith	Date	January 29, 2007		

823509

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 2/3-8300, on the date shown below.

Dated: January 29, 2007

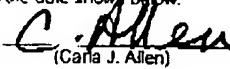
Signature:

(Carla J. Allen)

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Dated: January 29, 2007

Signature:

  
(Carla J. Allen)Docket No.: 40575-193069  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Vernon E. Staton

Art Unit: 3641

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JAN 29 2007

Application No: 10/664,063

Examiner: J. S. Bergin

Confirmation No: 3255

Atty. Docket No: 40575-193069

Filed: September 17, 2003

Customer No:

For: EXPLOSION PROTECTION SYSTEM

26694

PATENT TRADEMARK OFFICE

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENT

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction and Election of Species Requirement dated January 5, 2007, applicant hereby elects Group I, claims 1-5 and 10-13. Applicant further elects Species C. It is respectfully submitted that claims 1-5 and 10-13 are directed to Species C.

Applicant's elections are made with traverse and without prejudice. It is respectfully submitted that a search of both groups and all species can be conducted without serious burden on the examiner.

As noted by the Examiner, upon the allowance of a generic claim, Applicant will be entitled to consideration of claims to not more than a reasonable number of species in addition to the

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(MON) 1. 29' 07 14:27/ST. 14:25/N0. 4862865962 P 6

Application No.: 10/664,063

Docket No.: 40575-193069

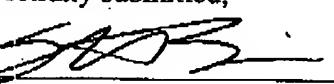
elected species, provided that all claims to each additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.146.

An action on the merits of all the claims and a Notice of Allowance thereof are respectfully requested.

Dated: January 29, 2007

Respectfully submitted,

By

  
Stuart I. Smith

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Attorney/Agent For Applicant